



EFW 2828  
CC

PATENT APPLICATION  
Docket: 15436.436.6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of )  
Ralph H. Johnson )  
Serial No.: 10/028,288 ) Art Unit  
Confirmation No.: 8646 ) 2828  
Filed: December 27, 2001 )  
For: INDIUM FREE VERTICAL CAVITY SURFACE )  
EMITTING LASER )  
Examiner: Than M. Nguyen )

CERTIFICATE OF DEPOSIT UNDER 37 C.F.R. § 1.8

I hereby certify that the following documents are being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 12 day of July 2004.

- Transmittal Letter (2 pages) (in duplicate)
- Response to Notice of Non-Compliant Amendment
- Petition for Three-Month Extension of Time
- PTO-2038 Credit Card Payment Form for the amount of \$950.00
- Postcard

Respectfully submitted,

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Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
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### TRANSMITTAL FOR RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

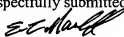
Transmitted herewith is a submission of a Response to Notice of Non-Compliant Amendment for entry in the above-identified application.

\* Admitted only in California  
† Admitted only in New York

- X Enclosed is an Amendment which was previously filed on March 1, 2004 and for which a Notice of Non-Compliant Amendment was received on March 12, 2004.
- X To render the transmitted Response to Notice of Non-Compliant Amendment timely filed enclosed are the following:
- X Petition for a Three-Month Extension of Time; and
  - X PTO-2038 Credit Card Payment Form in the amount of \$950.00 to cover the fee for the extension of time.
- X A Certificate of Deposit Under 37 C.F.R. § 1.8.
- X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.
- X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
  - X Any patent application processing fees under 37 CFR 1.17.
- X A duplicate copy of this transmittal letter is attached.

Dated this 12<sup>th</sup> day of July 2004.

Respectfully submitted,



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